

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADADate of filing in State Engineer's Office FEB 11 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 11 2005

The applicant **RICHARD K. WHEELER** hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. N/A

1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **2.0 AFA, 0.1 cfs** second-foot
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Commercial**
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated N/A
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **NE¼ SE¼ Section 32, T.17N., R.22E., M.D.B.&M., or at a point from which the E¼ corner of said Section 32 N. 66° 34' 02" E., a distance of 1370.12 feet.**
6. Place of Use **Portion of the N¼ SE¼ Section 32, T.17N., R.22E., M.D.B.&M. Being APN 16-031-02**
7. Use will begin about **January 1st** and end about **December 31st** of each year.
8. Description of proposed works **Drilled & cased well, pump, motor and distribution system.**
9. Estimated cost of works **\$20,000.00**
10. Estimated time required to construct works **Two (2) years**
11. Estimated time required to complete the application of water to beneficial use **Five (5) years**

12. Remarks: Water will be used to serve a proposed restaurant constructed on APN 16-031-02. Please refer to Exhibit "A" for proposed fixture count.

**WESTERN ENGINEERING & SURVEYING SERVICES
ROBERT H. CANTLEY**

By s/ **Robert H. Cantley**
3032 Silver Sage Drive
Carson City, Nevada 89701

Compared gkl/sam by gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The issuance of this permit is for service at the described place of use. Any future attempt to change the place of use and manner of use of this permit will be denied.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1 cubic feet per second, but not to exceed 1.19 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

November 22, 2007

Proof of completion of work shall be filed on or before:

December 22, 2007

Water must be placed to beneficial use on or before:

November 22, 2010

Proof of the application of water to beneficial use shall be filed on or before:

December 22, 2010

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 22nd day of November A.D. 2005.


State Engineer

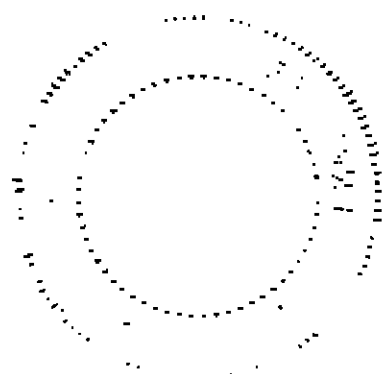
Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____

Issued _____



FIXTURE COUNT FOR APPLICATION -

Type of Fixture	Private Use	Public Use	NO. OF FIXTURES	FIXTURE UNIT COUNT
Coffee Maker	3	5	1	5
Drinking Fountain	1	2		
Ice Maker	3	8	1	8
Dishwasher-Commercial	8	15	1	15
Dishwasher-Home	2	4		
Disposal-Commercial	5	10		
Disposal-Home	2	4		
Laundry Machine-Commercial	25	50		
Laundry Machine-Home	2	14		
Laundry Tub/Tray	2	4	3	12
Lavatory Sink	1	2		
Sink Kitchen	2	4	1	4
Sink Service	2	4	1	4
Sink Wash	1	2		
Sink Bar	1	2	1	2
Bathtub/Shower	1	2		
Urinal	1	1.5	2	3
Water Closet	1.5	2.5	5	12.5
Floor Sink	2	4		
Hose Bibb	3	5	1	5
Car Wash Stall	8	45		
			Total:	70.5

Other

Manufacturing Usage

Landscaping-grass (acreage x 4 afa)

Low Flow Heads @ 1.2 gal/head/min for (3)15 min/week

Nursery shrubs (2.4 gal/day/shrub)

Trees (Best Estimate)

0.81 AF

*** Fixture Unit count x 15 gpd x 365 divided by 325,851
yields annual usage in acre-feet (divide by 3.0689 for MGA)

Total: 1.19 AF
2.0 AF

